

November 08, 2021

EDWARD J. EMMONS, CLERK

U.S. BANKRUPTCY COURT

NORTHERN DISTRICT OF CALIFORNIA

**KELLER BENVENUTTI KIM LLP**

Jane Kim (#298192)

(jkim@kbbkllp.com)

David A. Taylor (#247433)

(dtaylor@kbbkllp.com)

Thomas B. Rupp (#278041)

(trupp@kbbkllp.com)

650 California Street, Suite 1900

San Francisco, CA 94108

Tel: (415) 496-6723

Fax: (650) 636-9251

**GOUGH & HANCOCK LLP**

Mark Hancock (#160662)

(mark.hancock@ghcounsel.com)

50 California Street, Suite 1500

San Francisco, CA 94111

Tel: 415 848 8916

Fax: 888 808 6471

*Attorneys for Debtors and Reorganized Debtors*

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION**

**In re**

**PG&E CORPORATION AND  
PACIFIC GAS AND ELECTRIC  
COMPANY**

**DEBTORS.**

**PG&E CORPORATION AND  
PACIFIC GAS AND ELECTRIC  
COMPANY,**

**Appellants,****v.**

**CALIFORNIA DEPARTMENT OF  
HOUSING AND COMMUNITY  
DEVELOPMENT**

**Appellees.**

District Court Case No. 21-cv-08235-HSG

Case No. 19-30088 (DM)

Chapter 11

**STIPULATION AND ORDER TO STAY  
APPEAL PENDING SETTLEMENT**

Appellants PG&E Corporation (“**PG&E Corp.**”) and Pacific Gas and Electric Company (the “**Utility**”), as debtors and reorganized debtors (collectively, the “**Debtors**” or the “**Reorganized Debtors**”) and Appellee, the California Department of Housing and Community Development (the “**Department**,” and with the Reorganized Debtors, the “**Parties**”), respectfully submit this Stipulation To Stay Appeal Pending Settlement.

WHEREAS, on September 14, 2021, the United States Bankruptcy Court for the Northern District of California (the “**Bankruptcy Court**”) entered the *Order Overruling Objection to Claim No. 56868* (the “**CDHCD Claim Order**”) [Docket No. 11253], overruling the *Reorganized Debtors’ Ninety-Third Omnibus Objection to Claims (No Legal Liability Claims)* [Docket No. 10808] (the “**Omnibus Objection**”) with respect to the Proof of Claim No. 56868 filed by the Department.<sup>1</sup>

WHEREAS, on September 27, 2021, the Reorganized Debtors filed the *Reorganized Debtors’ Motion for Enlargement of Time to File Notice of Appeal of Order on Claim of California Department of Housing and Community Development* [Dkt. No. 11332], which was approved by the Bankruptcy Court in an Order dated September 28, 2021 [Dkt. No. 11338], which extended the Parties’ time to appeal the CDHCD Claim Order to October 19, 2021.

WHEREAS, on October 18, 2021, the Reorganized Debtors filed the *Notice of Appeal and Statement of Election to Have Appeal Heard By United States District Court for the Northern District of California* [Dkt. No. 11442] (the “**Notice of Appeal**”), initiating the instant appeal (the “**Appeal**”).

WHEREAS, after the Notice of Appeal was filed, the Parties agreed to a settlement in principle, subject to final documentation and execution (the “**Settlement Agreement**”), to resolve all issues related to the Appeal.

WHEREAS, the Parties have conferred and agree that, in the interest of concluding the Settlement Agreement and of judicial economy, all proceedings and deadlines in this Appeal should be stayed pending the finalization of the Settlement Agreement.

---

<sup>1</sup> All docket entries cited in this stipulation refer to the bankruptcy case *In re PG&E Corporation, et al.*, No. 19-30088 (DM) (Bankr. N.D. Cal.) (the “**Bankruptcy Case**”), unless specified otherwise.

1 NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and among the  
2 Parties, as follows:

- 3 1. All proceedings and deadlines in the Appeal are hereby stayed for seventy (70) days.  
4 2. By entering into this stipulation, the Parties do not waive any rights not specifically  
5 addressed herein.

6 **STIPULATED AND AGREED TO BY:**

7  
8 Dated: November 1, 2021

Dated: November 1, 2021

9 KELLER BENVENUTTI KIM LLP

ROB BONTA

Attorney General of California

JAMEE JORDAN PATTERSON

Supervising Deputy Attorney General

12  
13 /s/ Thomas B. Rupp

Thomas B. Rupp

/s/ Erica B. Lee

ERICA B. LEE

Deputy Attorney General

14  
15 *Attorneys for Debtors  
and Reorganized Debtors*

*Attorneys for the California Department of  
Housing and Community Development*

16  
17 ATTESTATION (CIVIL LOCAL RULE 5-1(i)(3))

18 In accordance with Civil Local Rule 5-1(i)(3), I attest the concurrence in the filing of this  
19 document has been obtained from the other signatories.

20 KELLER BENVENUTTI KIM LLP


21 /s/ Thomas B. Rupp

22 Thomas B. Rupp

23  
24 \* \* \*

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: November 2, 2021

  
HAYWOOD S. GILLIAM, JR.  
United States District Judge